

ELLEN F. ROSENBLUM
Attorney General
SARAH WESTON #085083
Assistant Attorney General
DARSEE STALEY #873511
Senior Assistant Attorney General
Department of Justice
100 SW Market Street
Portland, OR 97201
Telephone: (971) 673-1880
Fax: (971) 673-5000
Email: Sarah.Weston@doj.state.or.us
Darsee.Staley@doj.state.or.us

Attorneys for Defendants

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF OREGON

CENTER FOR BIOLOGICAL DIVERSITY;
CASCADIA WILDLANDS; PACIFIC
COAST FEDERATION OF FISHERMEN'S
ASSOCIATIONS; INSTITUTE FOR
FISHERIES RESOURCES; NATIVE FISH
SOCIETY,

Plaintiffs,

v.

PETER DAUGHERTY, in his official
capacity as Oregon State Forester;
KATHERINE SKINNER, in her official
capacity as District Forester for the Tillamook
District; MICHAEL CAFFERATA, in his
official capacity as District Forester for the
Forest Grove District; DANIEL GOODY, in
his official capacity as District Forester for the
Astoria District,

Defendants.

Case No. 6:18-cv-1035-JR

DECLARATION OF KEVIN BOYD IN
SUPPORT OF DEFENDANTS MOTION TO
DISMISS FOR LACK OF SUBJECT
MATTER JURISDICTION

1. My name is Kevin Boyd. I am employed by the Oregon Department of Forestry. My title is Asset Unit Manager. My job duties include supervision of the Asset Unit which is responsible for timber sale contracts, log tracking, invoicing for timber sale revenues, biennial and fiscal budgets, and land and legal transactions.

2. Based on my review of records on file in the office in Salem, the following 24 timber sales listed in the Complaint's Table 1 have all already been fully logged, all logs hauled out of the woods, and no further timber hauling or road construction is outstanding: (1) Bull Nose, (2) Moonlight Drive, (3) Old Norse, (4) Packy, (5) Quarter Mile, (6) Between Wolves, (7) Green Olive, (8) Mor Nor Wolf, (9) Feldshaw, (10) Homesteader, (11) Cedar Flats, (12) The Gilmore, (13) Wage Against the Machine, (14) Chicken of the Tree, (15) Little Bumps,(16) Lost Pony, (17) Poley Anna, (18) Nowhere Land, (19) Rusty Rope,(20) Greasy Hawk,(21) Meier Mainline Combo,(22) Clay Pigeon,(23) Shining C, and (24) Top Step.

3. Twenty of the timber sales listed in the Complaint's Table 1 have already been auctioned and work has begun. For each, any required road construction has largely already occurred, and active felling and hauling of trees is currently in progress. The below table lists those twenty sales. For purposes of this table, "complete" means fully logged, all logs hauled out of the woods, and no further timber hauling or road construction is outstanding, and the % complete column shows progress towards that status. The "contract end date" is the date by which the Timber Sale Operator is required to have completed the work on the sale, although the operator is allowed to finish earlier.

	Sale Name	% Complete	Contract End Date
1.	Bling Ridge	94%	10/31/2018
2.	Tres Hembres	82%	10/31/2019
3.	S'Moore	90%	10/31/2019
4.	Red Buzzard	80%	10/31/2020

5.	Round House	75%	10/31/2018
6.	Clear Silence	Over 72%	10/31/2018
7.	Camp View	40%	10/31/2019
8.	Catch and Releaase	68%	10/31/2019
9.	Crawfish Corner	5%	10/31/2019
10.	Doghouse	36%	10/31/2020
11.	Emerald Isle	8%	10/31/2019
12.	King Kong	35%	10/31/2019
13.	Mega Lou Mania	3%	10/31/2019
14.	Montley Lou	53%	10/31/2018
15.	Odin's Blade	39%	10/31/2020
16.	Salmonberry Bends	55%	10/31/2019
17.	Schetky Aneu	35%	10/31/2018
18.	Three Little Ridges	52%	10/31/2019
19.	Treasure Island	60%	10/31/2018
20.	Voltaire's Flair	17%	10/31/2019

I declare under penalty of perjury that the foregoing is true and correct.

EXECUTED on August 23, 2018.



KEVIN BOYD

CERTIFICATE OF SERVICE

I certify that on August 24, 2018, I served the foregoing DECLARATION OF KEVIN BOYD IN SUPPORT OF DEFENDANTS MOTION TO DISMISS FOR LACK OF SUBJECT MATTER JURISDICTION upon the parties hereto by the method indicated below, and addressed to the following:

Oliver J. Stiefel
Crag Law Center
917 SW Oak St., Ste. 417
Portland, OR 97205

HAND DELIVERY
 MAIL DELIVERY
 OVERNIGHT MAIL
 E-SERVE

*Of Attorneys for Plaintiffs Center for
Biological Diversity, Cascadia
Wildlands, Pacific Coast Federation of
Fishermen's Associations, Institute for
Fisheries Resources, and Native Fish
Society*

Christopher G. Winter
Crag Law Center
917 SW Oak St., Ste. 417
Portland, OR 97205

HAND DELIVERY
 MAIL DELIVERY
 OVERNIGHT MAIL
 E-SERVE

*Of Attorneys for Plaintiffs Center for
Biological Diversity, Cascadia
Wildlands, Pacific Coast Federation of
Fishermen's Associations, Institute for
Fisheries Resources, and Native Fish
Society,*

Amy R. Atwood
Center for Biological Diversity
PO Box 11374
Portland, OR 97211

HAND DELIVERY
 MAIL DELIVERY
 OVERNIGHT MAIL
 E-SERVE

*Of Attorneys for Plaintiffs Center for
Biological Diversity, Cascadia
Wildlands, Pacific Coast Federation of
Fishermen's Associations, Institute for
Fisheries Resources, and Native Fish
Society*

Nicholas Stanton Cady
Cascadia Wildlands
PO Box 10455
Eugene, OR 97440

*Of Attorneys for Plaintiff Cascadia
Wildlands*

HAND DELIVERY
 MAIL DELIVERY
 OVERNIGHT MAIL
 E-SERVE

s/ Sarah Weston

SARAH WESTON #085083
Assistant Attorney General
DARSEE STALEY #873511
Senior Assistant Attorney General
Trial Attorney
Tel (971) 673-1880
Fax (971) 673-5000
Sarah.Weston@doj.state.or.us
Darsee.Staley@doj.state.or.us
Of Attorneys for Defendants